

**PATENT**  
**(5760-13900/VRTS0394)**

Application No.: 10/669,931 § Examiner: Puente, Emerson C.  
Filed: September 24, 2003 § Group/Art Unit: 2113  
Inventor(s): § Atty. Dkt. No: 5760-13900  
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Saptarshi, and Craig W. Hobbs

Title: Providing High Availability for an Application by Rapidly Provisioning a Node and Failing Over to the Node

## NOTICE OF APPEAL

**Mail Stop AF**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the final Office Action dated October 26, 2006.

The Commissioner is hereby authorized to charge the fee for filing this Notice of Appeal pursuant to 37 C.F.R. §1.17(e) (large entity) of \$500.00 to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account No. 501505/5760-13900/LJM.

Respectfully submitted,

/Lawrence J. Merkel/  
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Date: January 26, 2007